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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 CHRISTOPHER S. NELSON,

9 Plaintiff,

10 v.

11 WASHINGTON CORRECTIONS
CENTER, et al.,

12 Defendants.

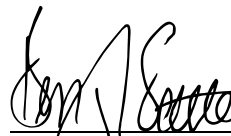
Case No. C08-5423BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

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14 This matter comes before the Court on the Report and Recommendation of the
15 Honorable Karen L. Strombom, United States Magistrate Judge (Dkt. 13). The Court having
16 considered the Report and Recommendation, Plaintiff's failure to file objections, and the
17 remaining record, does hereby find and order:

- 18 (1) The Court adopts the Report and Recommendation; and
19 (2) This action is **DISMISSED without prejudice** because Plaintiff has failed to
20 state a claim upon which relief may be granted under 42 U.S.C. § 1983.

21 DATED this 5th day of March, 2009.

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25 BENJAMIN H. SETTLE
26 United States District Judge
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ORDER